



PATENT

Attorney Docket No. 62732.000152

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Craig A. TOWNSEND, et al.

Application Number: 10/764,451

Filed: January 27, 2004

For: ANTIMICROBIAL COMPOUNDS

Confirmation No. 8691

Group Art Unit: 1639

Examiner: Jon D. Epperson

**REQUEST FOR EXTENSION OF TIME AND
RESPONSE TO OFFICE ACTION RESTRICTION REQUIREMENT
OF NOVEMBER 3, 2004****MAIL STOP AMENDMENT**

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Sir:

REQUEST FOR EXTENSION OF TIME

Applicants respectfully request a two month extension of time under 37 C.F.R. § 1.136(a) for responding to the Office Action mailed on November 3, 2004. Accordingly, the time for response will be extended up to and including February 3, 2005. A check in the amount of \$450.00 is attached to cover the two-month extension of time fee. Applicants believe that no additional fee is required for the submission of this Response. However, in the event that the USPTO requires an additional fee to enter this Response or to maintain the present application pending, please charge such fee to the undersigned's Deposit Account No. 50-0206.

RESPONSE TO RESTRICTION REQUIREMENT

The Office Action of November 3, 2004 required restriction under 35 U.S.C. § 121 to one of Groups I-VI, which are purportedly distinct inventions. In response to the Restriction Requirement, Applicants elect the invention of Group IV, claims 30-48 (in part), with traverse.

02/04/2005 SDENBDB1 00000039 10764451

01 FC:1252

450.00 OP

Furthermore, Applicants elect the species of compound where R is $C_{10}H_{21}$, Z is $-CH_2-$, Y is $-NH_2$ and n is 2, the species of microbe directed to *Mycobacteria tuberculosis* and the species of animal directed to a human. Applicants moreover reserve the right to file one or more divisional applications directed to non-elected subject matter.